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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

DAVID HOUGH; et al.

Plaintiffs,

vs.

RYAN CARROLL; et al.

Defendants.

Case No.: 2:24-CV-02886-WLH

**PLAINTIFFS' EX PARTE MOTION
FOR EXPEDITED BRIEFING AND
CONSIDERATION OF
PLAINTIFFS' MOTION FOR
LEAVE TO CONDUCT
EXPEDITED DISCOVERY**

**PLAINTIFFS' EX PARTE MOTION FOR EXPEDITED BRIEFING AND
CONSIDERATION OF PLAINTIFFS' MOTION FOR LEAVE TO CONDUCT
EXPEDITED DISCOVERY**

Plaintiffs respectfully request that this Court order expedited briefing and consideration for their motion for expedited discovery. In particular, Plaintiffs request that this Court consider Plaintiffs' motion for leave to conduct expedited discovery at the upcoming hearing at 3pm on April 29, 2024, at which the Jurisdictional

1 Defendants¹ have been ordered to show cause why the Court should not issue an
2 injunction that would impose an asset freeze. Plaintiffs propose that the Court set a
3 deadline for the Jurisdictional Defendants to submit an optional brief opposing the
4 motion for expedited discovery by 10:00 am on April 29, 2024.
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6 The expedited briefing and consideration are warranted because the matter is
7 highly time-sensitive. As discussed in the motion for expedited discovery, the
8 Jurisdictional Defendants will likely continue to dissipate and conceal their assets
9 unless and until Plaintiffs receive the information they need to stop the dissipation
10 and concealment of assets. Moreover, it would be most efficient for the Court to hear
11 arguments regarding the expedited discovery at the same time the Court hears
12 arguments regarding the preliminary injunction because the issues significantly
13 overlap.
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17 CONTACT INFORMATION FOR OPPOSING PARTIES

18 Pursuant to Local Rule 7-19.1, Plaintiffs hereby provide the following contact
19 information for counsel for the opposing parties. Rachel Crockett represents the
20 opposing parties and can be reached at 512-609-0059 or at
21 rachel@lloydmousilli.com. She has received notice of the motion and advised me that
22 Defendants oppose the motion.
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27 ¹ The Court has previously found that it has personal jurisdiction over the following Defendants:
28 Ryan Carroll; Max K. Day; Max O. Day; and Michael Day, and over Entity Defendants Yax
Ecommerce LLC (formerly known as Wealth Assistants); WA Distribution LLC; and Precision
Trading Group, LLC (collectively, the “Jurisdictional Defendants”)

CONCLUSION

For those reasons, Plaintiffs respectfully request that the Court consider Plaintiffs' motion for leave to conduct expedited discovery at the upcoming hearing scheduled for 3pm on April 29, 2024. Moreover, Plaintiffs propose that the Court set a deadline for the Jurisdictional Defendants to submit an optional brief opposing the motion for expedited discovery by 10:00 am on April 29, 2024.

DATED: April 25, 2024

/s/Nico Banks
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WORD COUNT COMPLIANCE CERTIFICATION

The undersigned, counsel of record for Plaintiffs, certifies that this brief contains fewer than 7,000 words, which complies with the word limit of L.R. 11-6.1

/s/Nico Banks

Nico Banks

Dated: April 25, 2024

AFFIRMATION OF SERVICE AND NOTICE

On April 25, 2024, I caused this document to be emailed to Lema Mousilli (lema@lloydmousilli.com) and Rachel Crockett (rachel@lloydmousilli.com), who are the attorneys for Respondents in this action.

/s/Nico Banks

Nico Banks

Dated: April 25, 2024

CERTIFICATE OF CONSULTATION

On April 24, 2024, I met and conferred about this matter via email with counsel for the opposing parties. The opposing parties oppose this motion. They are aware that they have 48 hours to file an opposition to an ex parte motion.

/s/Nico Banks

Nico Banks

Dated: April 25, 2024